

Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)

Docket No.  
8706-93537

In Re Application Of: Eric Roth

JUL 21 2005

Application No. & TRADEMARK OFFICE	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/518,874	December 21, 2004	Unassigned	24628	Unassigned	2884

Invention: DIGITALLY CONTROLLED OSCILLATOR

Mail Stop Missing Parts

COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on

May 31, 2005

*Date*

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- \_\_\_\_\_ verified small entity declaration(s)
  - is/are attached.
  - was/were filed on \_\_\_\_\_
- A separate request for refund.
- Other (list):

RETURN POSTCARD

Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)

Docket No.  
8706-93537

In Re Application Of: *Eric Roth*  
JUL 21 2005

Application No. & TRADEMARK OFFICE 10/518,874	Filing Date December 21, 2004	Examiner Unassigned	Customer No. 24628	Group Art Unit Unassigned	Confirmation No. 2884
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Invention: **DIGITALLY CONTROLLED OSCILLATOR**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

Completion of application fees as calculated below:

<input type="checkbox"/> Utility application basic fee	_____
<input type="checkbox"/> Design application basic fee	_____
<input type="checkbox"/> Search Fee	\$0.00
<input type="checkbox"/> Examination Fee	\$0.00
<input type="checkbox"/> Total number of independent claims =	_____
<input type="checkbox"/> Total number of claims =	_____
<input type="checkbox"/> Multiple dependent claims	_____
<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath	\$65.00
<input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor	_____
<input type="checkbox"/> Fee for processing an application filed with a non-English language specification	_____
<input type="checkbox"/> Fee for processing and retention of application	_____

Total completion of application fees \$65.00

07/15/2005 GFREY1 00000115 10518874

01 C:2617 65.00 OP

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month  Two months  Three months  Four months  Five months

from: \_\_\_\_\_ until: \_\_\_\_\_  
*Date* *Date*

Total time extension fees \_\_\_\_\_

Total fees due \$65.00

Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)

Docket No.  
8706-93537

In Re Application Of: Eric Roth

PTO-1533  
PATENT & TRADEMARK OFFICE  
JUL 21 2005

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/518,874	December 21, 2004	Unassigned	24628	Unassigned	2884

Invention: DIGITALLY CONTROLLED OSCILLATOR

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of **\$65.00** is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 23-0920
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 23-0920
- Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**



Signature

Dated: July 19, 2005

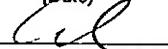
Eric D. Cohen, Esq.  
WELSH & KATZ, LTD.  
120 South Riverside Plaza, Floor 22  
Chicago, IL 60606  
(312) 655-1500

CC:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

July 19, 2005

(Date)



Signature of Person Mailing Correspondence

Eric D. Cohen

Typed or Printed Name of Person Mailing Correspondence

93537  
EBC

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/518,874	Eric Roth	93537
INTERNATIONAL APPLICATION NO.		
PCT/CH03/00405		
IA. FILING DATE	PRIORITY DATE	
06/23/2003	06/27/2002	
CONFIRMATION NO. 2884		
371 FORMALITIES LETTER		
*OC000000016119902*		
*OC000000016119902*		

24628  
 WELSH & KATZ, LTD  
 120 S RIVERSIDE PLAZA  
 22ND FLOOR  
 CHICAGO, IL 60606

RECEIVED  
 DOCKETING  
 JUN 06 2005  
 By [Signature]

Date Mailed: 05/31/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/21/2004
- English Translation of the IA filed on 12/21/2004
- Copy of the International Search Report filed on 12/21/2004
- Copy of IPE Report filed on 12/21/2004
- Preliminary Amendments filed on 12/21/2004
- Information Disclosure Statements filed on 12/21/2004
- Oath or Declaration filed on 12/21/2004
- Small Entity Statement filed on 12/21/2004
- U.S. Basic National Fees filed on 12/21/2004
- Substitute Specification filed on 12/21/2004
- Priority Documents filed on 12/21/2004

2005 JUN - 6 AM 3:56  
 WELSH & KATZ, LTD.  
 RECEIVED

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- **\$65** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

WINSTON M ALVARADO

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Telephone: (703) 308-9140 EXT 206

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/518,874	PCT/CH03/00405	93537

FORM PCT/DO/EO/905 (371 Formalities Notice)